

## Message Text

LIMITED OFFICIAL USE

PAGE 01 QUITO 07664 271527Z

55

ACTION L-03

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOT-00 EB-07 INR-07 NSAE-00 CIEP-01 FAA-00 CCO-00

OTPE-00 FCC-01 OC-06 USIA-06 BIB-01 ACDA-07 PM-04

NASA-01 NSC-05 ERDA-05 OES-06 IO-13 AID-05 /087 W

----- 101862

P R 271424Z OCT 76

FM AMEMBASSY QUITO

TO SECSTATE WASHDC PRIORITY 2057

AMEMBASSY BOGOTA PRIORITY

INFO AMEMBASSY BRASILIA

LIMITED OFFICIAL USE QUITO 7664

E.O. 11652: N/A

TAGS: PFOR TSPA CO EC

SUBJ: FURTHER EXCHANGES ON GEO-SYNCHRONOUS ORBITAL POSITIONS

REF: STATE 260266

1. SUMMARY: JUNTA CHAIRMAN POVEDA GIVE IMPLICIT ENDORSEMENT TO THEORY SUPPORTING GOE CLAIM OVER GEO-SYNCHRONOUS ORBIT POSITION DURING HIS TAPED AIDSAT ADDRESS OCTOBER 22. MFA WAS ACTIVE ON QUESTION DURING PREVIOUS DAYS IN PREPARATION FOR AIDSAT DEMONSTRATION. GOE'S SPEECH SOVEREIGNTY THEORY HAS PROBABLY HARDENED AS A RESULT OF THESE EVENTS. ACTION REQUESTED DEPARTMENT AND BOGOTA. END SUMMARY

2. IN HIS TAPED SPEECH FOR THE AIDSAT DEMONSTRATION OCTOBER 22, ADMIRAL ALFREDO POVEDA, CHAIRMAN OF THE SUPREME COUNCIL OF GOVERNMENT, CALLED THE GEO-SYNCHRONOUS ORBIT A NATURAL RESOURCE OF RECENT EXPLORATION WHICH HAD VAST POTENTIAL. HE CALLED FOR THE ESTABLISHMENT OF AN "ADEQUATE" JURIDICAL REGIMEN BY MEANS OF AN INTERNATIONAL CONFERENCE ON THE SUBJECT"...WHICH RECOVERS AS COMMON  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 QUITO 07664 271527Z

PATRIMONY OF HUMANITY THE SEGMENTS OF THE ORBIT LOCATED

OUTSIDE OF THE JURISDICTION OF THE EQUATORIAL STATES." HE FURTHER HELD THAT AN ADEQUATE JURIDICAL CANON WOULD CONSTITUTE THE BEST GUARANTEE THAT ALL THE DEVELOPMENT POTENTIAL THAT THE PLACING OF SATELLITES IN THAT ORBIT MIGHT GENERATE, MIGHT BE OF USE TO ALL COUNTRIES.

3. POVEDA'S INTERNATIONALLY TELEVISED COMMENTS CAME A DAY AFTER MFA SENT A NOTE TO THE EMBASSY OSTENSIBLY IN RESPONSE TO TWO ROUTINE EMBASSY NOTES IN LATE AUGUST AND EARLY SEPTEMBER CONCERNING THE AIDSAT DEMONSTRATION. AFTER QUITTING IN FULL FONMIN PESANTES' STATEMENT DURING THE UNGA GENERAL DEBATE ON GEO-SYNCHRONOUS ORBIT POSITIONS (USUN 4240, THE NOTE STATED THAT "GIVEN THE SCIENTIFIC NATURE OF THE PROGRAM IN REFERENCE (AIDSAT), AND IN VIEW OF THE DEMONSTRATORY AND TEMPORARY CHARACTER OF THE SAME ACCORDING TO THE AGREEMENT BETWEEN THE TWO COUNTRIES, THE MINISTRY REITERATES ITS DISPOSITION TO PARTICIPATE IN SAID PROJECT."

4. ON THE SAME DAY, HERNAN VIENTIMILLA, DIRGEN OF NATIONAL SOVEREIGNTY OF FONOFF, USED MEETING WITH AIDSAT TECHNICIANS TO EXPATiate ON QUESTION. VEINTIMILLA MADE TWO BASIC ARGUMENTS. FIRST, HE MAINTAINED THAT 1967 TREATY ON OUTER SPACE FAILED TO ENCOMPASS THE USE OF GEOASYNCHRONOUS ORBITAL POSITIONS OVER WHAT HE TERMED "SEGMENTS" WHICH WERE EXTENSIONS OF NATIONAL TERRITORY. SECOND, THAT 1967 TREATY PROVIDED FOR USE OF OUTER SPACE ONLY BY STATES FOR ALTRUISTIC PURPOSES, AND NOT BY PRIVATE COMPANIES FOR PROFIT. IT WAS THE LATTER USE OF SPACE UNDER THE PRESENT LEGAL SYSTEM THAT ECUADOR OBJECTED TO AND WAS THUS ADVOCATING THAT THE STATUS BE DEFINED IN A UN CONFERENCE.

5. EMBOFF ACCOMPANYING TECHNICIANS REBUTTED ON BASIS OF REFTTEL, EMPHASIZING THAT WE DID NOT ACCEPT PROPOSITION THAT MATTER WAS LEFT UNDEFINED IN 1967 TREATY. EMBOFF ADDED THAT HE PERSONALLY RECALLED THAT THEORY OF TERRITORIAL SEGMENTS EXTENDING INFINITELY INTO OUTER SPACE HAD BEEN BRUIED ABOUT PRIOR TO 1966 CONFERENCE ON OUTER SPACE, BUT BELIEVED UNTIL THIS MOMENT THAT SUCH THEORIZING HAD BEEN LAID TO REST BY TREATY. EMBOFF ALSO COMMENTED THAT LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 QUITO 07664 271527Z

VEINTIMILLA'S POSITION ON THE PRIVATE EXPLOITATION OF OUTER SPACE SEEMED MORE A POLITICCAL/ETHICAL THAN JURIDICAL FORMULATION.

6. VEINTIMILLA WENT OUT OF HIS WAY DURINGINTERVIEW TO PRAISE AND EXPRESS GRATITUDE FOR AID/NASA EFFORTS TO BEING BENEFITS OF SATELLITE TECHNOLOGY TO ALL NATIONS.

7. COMMENT: POVEDA'S SPEECH WAS WRITTEN BY VEINTIMILLA'S DEPUTY AND ALTHOUGH POVEDA MADE NO EXPLICIT CLAIM TO SOVEREIGNTY OVER THE ORBITAL POSITIONS, HIS IMPLICIT ACCEPTANCE OF THE THEORY REPRESENTS A SUCCESS FOR THE MFA "TERRITORIALISTS." HAVING NOW BEEN GIVEN PRESIDENTIAL SANCTION, THE CLAIM WILL BE DIFFICULT TO ABANDON IN THE FUTURE.

8. THERE IS NOW LITTLE DOUBT THAT THE AIDSAT DEMONSTRATION PROJECT AT LEAST ENERGIZED AND PROBABLY PRECIPITATED MFA THINKING ON GEO-SYNCHRONOUS ORBIT AND RESULTED IN THE GOE'S ASSUMING A SOMEWHAT EXOTIC POSITION ON THE QUESTION.

9. DEPARTMENT ACTION REQUESTED: EMB DESIRES AS SOON AS POSSIBLE COMPREHENSIVE POSITION PAPER ON THIS SUBJECT, INCLUDING TALKING POINTS ON UTILIZATION GEO-SYNCHRONOUS ORBITS BY PRIVATE COMPANIES.

10. FOR BOGOTA: PLEASE PASS US COPIES OF BOGOTA 9703 AND 9735 AND SEND US INFO ON FUTURE MESSAGES ON THIS SUBJECT.  
BLOOMFIELD

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLICIES, SOVEREIGNTY, AIR ROUTES, SATELLITES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 27 OCT 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** coburnhl  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976QUITO07664  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760401-0169  
**From:** QUITO  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19761013/aaaaakxl.tel  
**Line Count:** 138  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 260266  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** coburnhl  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 21 MAY 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <21 MAY 2004 by ElyME>; APPROVED <13 SEP 2004 by coburnhl>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FURTHER EXCHANGES ON GEO-SYNCHRONOUS ORBITAL POSITIONS  
**TAGS:** PFOR, TSPA, PBOR, CO, EC, (POVEDA, ALFREDO)  
**To:** STATE BOGOTA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006